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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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11 DONNIE KNAULS,

12 Plaintiff,

13 vs.

14 WMC MORTGAGE, ASC/AMERICA'S  
15 SERVICING COMPANY MORTGAGE  
16 LENDERS NETWORK USA INC,  
COUNTRYWIDE HOME LOANS,

17 Defendant.

CASE NO. 07CV2233-DMS (NLS)

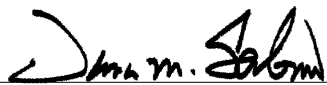
**ORDER DENYING AMERICA'S  
SERVICING COMPANY'S  
MOTION TO DISMISS**

[Doc. 16]

18 Pending before the Court is Defendant America's Servicing Company (ASC)'s motion to  
19 dismiss the complaint, filed February 28, 2008. On March 13, 2008, the Court granted co-defendant  
20 WMC Mortgage's motion to dismiss with leave to amend the complaint. (Doc. 19). On March 24,  
21 2008, Plaintiff filed an amended complaint against all defendants including ASC. Accordingly, ASC's  
22 instant motion to dismiss the original complaint is denied as moot. The April 18, 2008 hearing on this  
23 motion is vacated.

24 **IT IS SO ORDERED.**

25 DATED: March 27, 2008

26   
27 HON. DANA M. SABRAW  
28 United States District Judge